

Mayor Kennedy O'Brien opened the Agenda Meeting at 7:27PM followed by a short prayer and salute to the flag.

- **STATEMENT OF NOTICE OF PUBLICATION**

Municipal Clerk Farbaniec announced that this Agenda Meeting being held on Monday, April 13, 2015 had been advertised and posted in accordance with Open Public Meetings Act Chapter 231, P.L. 1975 by advertising in the Home News Tribune, notifying the Star Ledger and the Sentinel Publishing Co., posting on the bulletin board, and is on file in her office.

- **ROLL CALL:**

Present: Councilpersons Buchanan, Kilpatrick, McGill,
Melendez, Novak, Rittenhouse

Absent: None

Others Present: Kennedy O'Brien, Mayor
Theresa A. Farbaniec, Municipal Clerk
Jay Cornell, P.E., Borough Engineer
Michael DuPont, Esq., Borough Attorney
Daniel E. Frankel, Business Administrator

Others Absent: Wayne A. Kronowski, C.F.O./Treasurer (vacation)

- **OLD BUSINESS**

a. Public Hearing on the following Ordinance(s): - None

- **NEW BUSINESS:**

a. Ordinances for Discussion

ORDINANCE #

**AN ORDINANCE AMENDING CHAPTER IX, "ANIMAL CONTROL",
OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SAYREVILLE
(Animal Cruelty Investigator)**

Business Administrator Mr. Frankel explained that the Animal Control Officer brought to his attention that there were no provisions in our Code that addressed Animal Control or Cruelty. He explained the Ordinance and that an Investigator would also have other powers to issue summonses with regards to animal cruelty. So they are looking to have this added to our current ordinance. Further comments made by the borough attorney as to their duties.

Councilman Rittenhouse asked if this would be adding another person to what we are paying for. Mr. Frankel explained that this service was included.

Councilwoman Novak made a motion authorizing the Clerk to list for first reading at the next regular meeting. Seconded by Councilman Buchanan.

COMMUNICATIONS & COMMITTEE REPORTS

- **ADMINISTRATIVE & FINANCE – Councilwoman Novak**

a) **Minutes & Departmental Reports:**

Councilwoman Novak moved the following Minutes/Reports be Received & Filed:

1) Board of Education minutes of March 17, 2015.

Motion seconded by Councilman Buchanan.

b) Received **Bingo/Raffle Applications** from the following Organizations:

1) **Wilson School PTO, Inc.** to conduct a Bingo and On Premise Raffle on May 15, 2015 on School property (BA:497 & RA:1940).

2) **Traveling Knights of Old Bridge** to conduct an On-Premise 50/50 and an On Premise Draw – Tricky Tray on April 17, 2015 at the VFW, 575 Jernee Mill Rd., Sayreville (RA:1941 & RA:1942).

3) **St. Stanislaus Rosary Altar Society** to conduct an On-Premise 50/50 on May 16, 2015 on school/church property (RA:1943).

(1-3) - Approved.

c) 2015 Tax Appeal(s) received from:

Plaintiff/Petitioner	Block	Lot	Address
Minteq International, Inc	9	1	Bordentown Avenue
Beata Zammit	505	1	1 Swan Hill
Timothy Holt & Sheila Harkins	68	43	54 Nickel Ave.
Peter Sforzo	336.01	5	14 Cambridge Dr.
D&A Investment Group, Inc.	169.20	2	309 Main Street
SRCL 361 Main Street, LLC	169.25	4	361 Main Street
Arpita Parikh	136	57	16 Skurka Court
Frederick Puchala	136	28.09	18 Downs Drive
Angelo J. Talarico IV	168	188	3 William Street
Michael Vail, Trustee	276	8	7076 Highway 35 & 9
Skytop Gardens, Inc.	449.07	4	Back Section #2
Skytop Gardens, Inc.	449.07	4.01	Front Section
Marilyn Granieri	212.07	0020	23 Scarlet Drive
Verizon New Jersey Inc.	9999	1	Sayreville
Torsiello Construction & Mgmt.	427.01	1	2045-2047 Highway 35
POL-MIC Inc.	29.04	2	3145Bordentown Ave
SAJJ, LLC	278	1	1 Victory Plaza
PJ Development Group	277	9.02	7089 Highway 35 & 9
Gallery Motel	423	2	2020 Highway 35
Ellen Lockwood	541	4	193 Morgan Avenue
Susan Wisneski	405	26	6 Lee Avenue
Meghan Ann Langan	497	342	182 Grove Street
Thomas Langan	525.01	16	13 Raritan Avenue
William Wisneski	460	128	12 Raritan Avenue
Mark Wisneski	522	61	90 Parker Street
William Wisneski	449.04	7	14 Scheid Drive
Robert Lockwood	524	13	60 Norton Street
Mary Ann Langan	398	12	16 Hilltop Avenue
Thomas Langan	525.01	14	11 Raritan Avenue
Theresa Lockwood	534	49	36 Willow Street
Michael Lockwood	548	1.03	94 Morgan Avenue
Michael & Wanda Kaliczynski	530	131	131 Vineyard Avenue
Jazmin Torres	88	3	1 Ridge Avenue
Gregory Messeka	169.07	4	183 MacArthur Avenue
Sayreville Plaza	439.01	6	Sayreville Plaza, LLC
Parimal, Minal & Rajesh Patel	379.01	10	14 Latham Circle
606 Main, LLC	240	2	606 Main Street
Yacoub Keryakes	402.02	1	798 Campbell Street
Nicole Nguyen	524	34	10 Parker Ct.
Orlando Geronimo	83.12	5	7 Wilmot Road
Khanna J. Punka	449	10.13	20 Marcinczyk Avenue
DCH Investments, Inc.	413	5	955 Route 9
Walter H. & Anna M. Arnold	72	42	12 Kolb Avenue
Francis & Adelaide Boakye	136.14	6	12 Michalik Drive
Kenneth & Dwan K. Broughton	169.24	6	88 Canal Street
Ting Chung & Mandy S. Lee	136.12	19	9 Pyanowski Court
Joao A. & Olinda R. Santos	115	7.01	7 Elizabeth Avenue
Olinda & Joao Santos	199	8	40 Battista Court
Magdy Youssef	200.04	3	3 Battista Court
Raritan International Center, LLC	334	1.01	521 Raritan St (Unit B02)
Raritan International	106	5	4221 Highway 35
881 Sayreville TIC I, LLC	246	2.11	881 Main Street
Lakeview Developers Limited	254.01	2	Lakeview-D Kulas L-Swider

106 Fort Dix Realty LLC	292.03	3	Highway 35
106 Fort Dix Realty LLC	295	3	6056 Highway 35 & 9
Lawrence & Dave Rybicki	240	4	610 Main Street
Ramesh Shah	212.02	7.23	23 Rosewood Court
Anna & Jaroslaw Haljko	442.19	12	3 Truchan Street
Marco Paredes	224	114	11 Fifth Street
Christine Nandor	142	113.02	14 East Kupsch St.
Elaine Ciecko	142	76	43 Hart Street
Vera Katz	451.02	14	11 Wieczorkowski Ave
Towne Lake East Homeowners Assoc.	136	168	Orta Court
Towne Lake East Homeowners Assoc.	136.13	1	Connett Drive
Towne Lake East Homeowners Assoc.	136	189	Skurka Court
Towne Lake East Homeowners Assoc.	136.15	74	Sayreville Blvd. South
Towne Lake East Homeowners Assoc.	136.15	75.01	Sayreville Blvd. South
Route 35 Petroleum Two, Corp.	453	4	1949 Route 35 South
David Priscino	113	34	16 Lavern Street
Jeri Policcino	137	233	76 Whitehead Avenue
Raritan International Center, LLC	334	1.01	521 Raritan Street
Raritan International Center, LLC	106	5	4221 Highway 35

- Forward to Tax Counsel

- d) Received Special Rulings from the Director of the Division of Alcoholic Beverage Control to permit the issuance of a **New License** upon failure to timely renew pursuant to State Statute (33:1-12.18) **for the 2014-2015 License Term** and to permit the **Renewal** of Pocket License pursuant State Statute (33:1-12.39) for the **2013-2014, 2014-2015** and 2015-2016 (when applicable) of PRCL #1219-33-056-008, **Marullo 3, LLC.**

- Approved/Clerk to Prepare Resolution.

- e) Received Special Rulings from the Director of the Division of Alcoholic Beverage Control to permit the issuance of a **New License** upon failure to timely renew pursuant to State Statute (33:1-12.18) **for the 2014-2015 License Term** and to permit the **Renewal of** Pocket License pursuant State Statute (33:1-12.39) for the **2014-2015** and 2015-2016 (when applicable) of PRCL #1219-33-018-009, **Marullo 2, LLC.**

- Approved/Clerk to Prepare Resolution.

- f) Authorization to prepare resolution **memorializing** the action taken at the September 24, 2012 Liquor Hearing **Denying the Renewal** of PRCL #1219-33-021-009 currently held by **Gianna's Inc.** for the **2012-2013 License term** and Resolution **Upholding the Denial of the renewal of the 2013-2014 License Term.**

- Resolutions.

- g) Notice received from the **Appellate Court reversing the criminal conviction of the holder** of PRCL #1219-33-021-009 and **upon receipt of Tax Clearance authorization to Renew the Liquor License for the 2014-2015 License Term** with all of the conditions contained in the Stipulation of Settlement Agreement and Conditions previously contained and to remain part of the license.

- Approved/Resolution when Tax Clearance is received).

- h) New Jersey General Assembly requesting a Resolution in support of Bill A4235 known as the "Transparent Tax Act of 2015".

- Council to review Bill, list again on next agenda.

- i) Letter from Chairman of the Commission on Aging recommending the appointment of Krishna Vijh to the Commission (Motion to appoint).

Mayor called for a motion to appoint Krishna Vijh to the Commission on Aging, replacing Martha Hartle. Motion was made by Councilman Rittenhouse. Seconded by Councilwoman Novak.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes.

j) Committee Reports – Co. Novak.

1) Reported that the Public Hearing on the 2015 Municipal Budget is scheduled for the next meeting, April 27, 2015.

- **PLANNING & ZONING – Councilman Buchanan**

a) **Minutes & Departmental Reports:**

Councilman Buchanan moved the following Minutes/Reports be Received & Filed:

1) Board of Adjustment minutes of February 25, 2015

Seconded by Councilwoman Novak.

b) Notice received from the Borough of South River regarding the adoption of an amendment to their Zoning Ordinance.

- Receive & File

c) Received the following **Planning Board Resolution** which was **Memorialized on March 18, 2015:**

-Mario Lucas, Minor Site Plan, Evangelical Lutheran

Church, 3091 Bordentown Avenue, block 31, Lot 3 & 4.

- Receive & File.

d) Committee Reports – Co. Buchanan:

1) Congratulated the Sayreville Soccer and Little League on a successful opening day.

2) Commended everyone involved in the Sayreville High School production of “My Favorite Year”, as he did attend and found it very enjoyable. He asked that more residents attend these performances as the students do a wonderful job and work very hard at it.

3) Announced that there is currently a fire at the old Foodtown and wished the firemen luck.

- **PUBLIC WORKS – Councilwoman Kilpatrick**

a) Committee Reports:

1) Reported that our Dept. of Public Works employees removed the grates from around the trees along Main Street which have been lifting up and creating problems. We are now waiting for the Shade Tree Commission to make their recommendation as to what type of material they would like in its place and that she may have their recommendation for the next meeting.

2) Congratulations to the Sayreville Athletic Association’s Star Cheerleaders – these young girls in varying age groups competed and medaled in their competition in Wildwood this weekend.

3) Reported that the governing body can now move forward with regards to trying to purchase an area for a new public works facility and allow the council, business admin. and engineer for their due diligence to acquire property.

Councilwoman Kilpatrick **made a motion** to authorize the business administrator to enter into a contract to purchase Mario Lucas’s property located on Jernee Mill Road in order to move ahead with a well needed facility in order to bring more services to the town more effectively.

Mayor asked what the cost would be and what our specifications would be.

Mr. Frankel stated that the cost was \$4.3 million dollars and that we would work with the engineer for the proper specifications but this would allow us to enter into a contract with due diligent phases.

Mayor asked what the cost of the professionals would be.

The engineer responded that with regard to environmental, structural and architectural services would probably be in the range of \$15,000-\$20,000. The borough Attorney said that he thought the cost probably would be around \$2,500.-\$5,000.

Motion was seconded by Councilwoman Novak.

Mayor asked if there were any questions or comments.

Roll Call: Councilpersons Buchanan, Kilpatrick, McGill, Melendez, Novak, Rittenhouse, all Ayes. Councilman Rittenhouse also commented with his vote that when we review these reports that it is not an exorbitant amount of money to structurally bring that building up to standards, as he had some concerns after looking at the building with the DPW Director.

• **RECREATION – Councilman Melendez**

a) Authorization to establish a new program entitled “Be Active – Get Healthy” 4 week program/8 or 16 session program.

Cost: 8 Session - Residents \$80 – Non Residents \$105

16 Session – Resident \$135 – Non Resident \$160

- Approve/Resolution.

b) Committee Reports:

1) Thanked the police department for the successful LEAD carnival.

2) Thanked the recreation department for a huge success at this year’s Easter egg hunt.

3) Reported on other recreation sponsored events.

4) Sayrevillerec.com is up and running to register for all recreation events.

5) Stated that he will be giving quarterly IT reports.

6) IT Report – All incidents will be documented;

7) Top 10 IT Projects for over 2015-2016

- Police Radios
- Video Camera
- Migrate computer servers at boro hall and police dept. to Windows 2003
- Security Architecture
- Up-grade old PC’s
- Network Management System
- Council Chambers Audio Visual upgrade
- Web Site design upgrade

Councilwoman Novak thanked Co. Melendez for his expertise in this area.

• **WATER & SEWER/ENVIRONMENTAL – Councilman Rittenhouse**

a) Committee Reports – Co. Rittenhouse:

1) Reported that on April 1st a meeting was held with the Labor Attorney, Bob Clarke; Water & Sewer Director, Bob Smith; Dan Frankel and himself and they outlined a plan of action to work with the water department employees to work with the Department Head and felt that this plan may also be beneficial for other employees as well.

2) Requested having another Energy Aggregation company appear before the Council for a presentation.

- Approved.

• **PUBLIC SAFETY – Council President McGill**

a) **Minutes & Departmental Reports:**

Councilman McGill moved the following Minutes/Reports be Received & Filed:

1) Board of Health minutes of February 5, 2015

Motion seconded by Councilwoman Novak.

b) Request for **coin toss** at the intersection of Washington & Ernston Roads from 10am-2pm received from Morgan Parlin Panthers on September 26, 2015(County approval received).

-Approved.

c) Request received from **Sayreville Memorial Post #4699 – VFW** for permission to attend the April 27, 2015 Council meeting to help kick off their Buddy Poppy Drive throughout Sayreville.

- Approved/Proclamation

d) Request received from **Sayreville Emergency Squad** for permission to conduct their annual door-to-door fund drive throughout Sayreville during the month of May, 2015 with some week-ends in June, if necessary.
- Approved.

e) Committee Reports – Co. McGill:

- 1) Reported on the success of the Sayreville Little League opening day.
- 2) Reported on the Borough receiving a Grant in the amount of \$400,000. for upgrades to Pulaski Avenue.

• **MAYOR – Kennedy O'Brien**

1) Announced that he has been contacted by the Head Trustee for the Dwarkadhish Temple to meet with him as Mayor and the Planning and Zoning Attorney, Larry Sachs. They will be meeting this Wednesday here in borough hall. He also commented on a bill received from the firm of Weiner Lesniak in the amount of \$36,905.00 for their first months work representing the borough on the Temple matter. Mayor said that he made it very clear that the Temple comply with whichever Board they are directed to apply before and whatever requirements they need to comply with. Mayor said that he would like these matters ironed out because the legal bills could be extraordinarily expensive. So at this point he is advising the council and the public of his intent to meet with the Temple.

Councilwoman Novak commented that this matter should be discussed in closed session as it is in litigation. She stated that the Mayor was the one who insisted on this additional attorney and now you are just going to meet with these people when that should have been done before the lawsuit. Mayor stated that if he could mitigate it out he will. He wanted to tell everyone before the meeting.

Councilman Buchanan asked the borough attorney how this may affect the case. Mr. DuPont stated that Larry Sachs participated in the hearing before the judge and the judge strongly expressed to the Plaintiff's that they need to sit down and work through some things as their case has some weakness in it. The Mayor will not be able to promise anything to the Temple without running it by Lesniak firm.

Councilman McGill commented on the amount paid to the DeCotiis firm and Lesniak firms. Councilman McGill stated that he would like to attend the meeting. Other council members expressed an interest in attending also.

Clerk Farbaniec reminded them of the Sunshine Law.

• **BUSINESS ADMINISTRATOR – Daniel E. Frankel**

- Admin. & Finance

- Planning & Zoning

- a) Authorization to refer the Towne Lake West – Traffic Signal Approval matter to the Borough Attorney to prepare the required Ordinance.

- Refer to Borough Attorney to prepare the necessary Ordinance.

- Public Safety

- a) Authorization to appoint a full time Public Safety Telecommunicator (replacement), from the per diem pool.

-Approved/Resolution.

- b) Authorization to purchase through and participate in WSCA-NASPO Cooperative Purchasing Organization, LLC for the purchase, installation and maintenance of Security Cameras.

-Approved/Resolution

- c) Authorization for borough attorney to review and upon approval authorization

to execute a site access agreement granting the EPA and its contractors access to conduct Site Cleanup work at the Horseshoe Road Superfund Site.

-Approved/Resolution

- Public Works

- a) Authorization to contract with Spring Irrigation Co., Inc. for the Maintenance and Repair of the Borough's Irrigation System at Various locations at an amount not to exceed \$2,330., plus the hourly rate for parts and labor for all parts and labor for all repairs as needed.

-Approved/Resolution

- b) Authorization for the Clerk to advertise for the receipt of bids for Gasoline and Diesel Fuel.

-Approved/Resolution

- c) Authorization to contract with Middlesex County Improvement Authority for the Borough's Curbside Single Stream Recycling as recommended by our Recycling Coordinator.

-Approved/Resolution

- Recreation

- a) **Special Event Permit Application** received from:
-**First Presbyterian Church Sayreville** to hold a flea market in the church parking lot on June 6, 2015 from 8am-2pm.
-- **No departmental issues.**

- Issue Permit.

- Water & Sewer

- a) Authorization to extend the contract for Pump Maintenance Service with AC Schultes for an additional two-year period at the current rates.

-Approved/Resolution

- Other

Request received from the **Board of Education Superintendent** Dr. Labbe to defer their portion of this years tax burden for the SRO Police Officers until next year due to a very tight School Board Budget. They would be asking to defer their payment by one year. The amount is \$50,000. and they will pay the borough back in their next year's budget.

- No objection/ Approved.

- Closed Session Items – (none)

• **C.F.O. - Wayne Kronowski**

- 1) Public Hearing on the 2015 Municipal Budget is scheduled for April 27, 2015.

• **BOROUGH ENGINEER -Jay Cornell**

- 1) Ciecko Court Drainage Improvements – Receipt of Bids (Report Attached)
- Taken care of during the Council meeting.

- 2) Modifications to former Bordentown Avenue Water Treatment Plant Building – Receipt of Bids (Verbal Report).

- Resolution Authorization to reject & re-advertise.

PUBLIC PORTION

At this time Mayor O'Brien opened the meeting to the public or any and all issues. There were no appearances.

Councilwoman Novak made a motion to close the public portion. Seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes. Carried.

- **EXECUTIVE SESSION – None**

- **ADJOURNMENT**

No further business.

Councilwoman Novak made a motion to adjourn. Motion seconded by Councilman Buchanan.

Roll Call: Voice Vote, all Ayes.

Time: 8:13 P.M.

SIGNED:

Theresa A. Farbaniec, RMC
Municipal Clerk

Date Approved